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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-21884-2014

Date of decision : 27.02.2017

The Kharak Punia, Cooperative Labour and Construction
Society

... Petitioner(s)

Versus

State of Haryana and others

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. Karan Bhardwaj, Advocate
for the petitioner.

Mr. Indresh Goel, Addl. A.G., Haryana.

Mr. Varun Katyal, Advocate
for the respondent(s).

AMIT RAWAL, J. (ORAL)

The grievance of the petitioner in the present petition is two folds, one for completing the demarcation process in pursuance to the acceptance of the bid dated 15.01.2013 for construction of a Veterinary Hospital and another for deciding the appeal stated to have been filed.

However, respondent(s), in the written statement, had been very candour that the petitioner was given effective opportunity to do the construction work, much less, start the work. Despite affording the opportunity, did not come forward for the demarcation and therefore, the work was allotted to the Managing Director, Haryana Police Housing Corporation, Panchkula, to initiate the steps of construction.

Mr. Varun Katyal, learned counsel appearing on behalf of the private respondent(s) has brought to the notice of this Court that the work has already been completed.

Without commenting upon the rival contentions of the parties, I deem it appropriate to dispose of the present writ petition with liberty to the petitioner to seek the vindication of his grievance, if any, by availing the remedy of civil suit claiming damages under Section 73 of the Contract Act, de hors of the fact that the appeal, according to Mr. Bhardwaj, has been filed, but not decided.

With the aforesaid observation, the present writ petition stands disposed of.

27.02.2017
Yogesh Sharma

(AMIT RAWAL)
JUDGE

	✓
Whether speaking/reasoned	Yes/ No
	✓
Whether Reportable	Yes/ No